

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA



FILED

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Application of Pacific Gas And Electric
Company (U 39-E) for Approval of 2008-
2020 Air Conditioning Direct Load Control
Program

Application No. A. 07-04-009
(Filed April 6, 2007)

**MOTION OF THE UTILITY REFORM NETWORK
FOR CROSS EXAMINATION OR HEARING**



October 3, 2007

Nina Suetake, Staff Attorney

THE UTILITY REFORM NETWORK

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**MOTION OF THE UTILITY REFORM NETWORK
FOR CROSS EXAMINATION OR HEARINGS**

The Utility Reform Network (TURN) submits this Motion for Cross Examination or Hearing pursuant to the Assigned Commissioner's Scoping Memo and Ruling dated July 17, 2007. The last day to file this Motion was extended until October 3, 2007 by ruling of Administrative Law Judge (ALJ) Karl Bemesserfer on September 25, 2007.

TURN submits that the issues in dispute between Pacific Gas and Electric Company (PG&E) and The Utility Reform Network (TURN) are not issues of material fact that will require resolution through evidentiary hearings. While TURN does not request an evidentiary hearing in this motion, TURN does not oppose DRA's motion requesting hearings.

TURN does request that the discovery deadline be extended and that it be allowed to submit further discovery until close of business on Friday, October 5, 2007. This extension is necessary for TURN to thoroughly review PG&E's rebuttal testimony that was submitted on Monday, October 1 2007 and to draft a data request, if necessary. If evidentiary hearings are scheduled, TURN requests a full opportunity to conduct cross-examination of PG&E's witnesses.

If evidentiary hearings are not scheduled in this proceeding, TURN requests that the Commission establish a process to allow the parties to designate data responses for inclusion in the evidentiary record in this proceeding. TURN also requests that the ALJ revise the schedule for opening and reply briefs that is included in the Scoping Memo and Ruling dated July 17, 2007.

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TURN suggests the following revised schedule:

- Final discovery requests due October 5, 2007
- Responses to discovery due: October 12, 2007
- Proposed designation of exhibits to be admitted into the record: October 15, 2007
- Objection to proposed designations: October 16, 2007
- Concurrent Opening Briefs: October 29, 2007
- Closing Reply Briefs: November 5, 2007

October 3, 2007

Respectfully submitted,
THE UTILITY REFORM NETWORK

/S/
Nina Suetake

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CERTIFICATE OF SERVICE

I, Larry Wong, certify under penalty of perjury under the laws of the State of California that the following is true and correct:

On October 3, 2007 I served the attached:

**MOTION OF THE UTILITY REFORM NETWORK
FOR CROSS EXAMINATION OR HEARING**

on all eligible parties on the attached lists to **A.07-04-009**, by sending said document by electronic mail to each of the parties via electronic mail, as reflected on the attached Service List.

Executed this October 3, 2007, at San Francisco, California.

_____/S/_____

Larry Wong

Service List for A.07-04-009

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